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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fisher et al.
Serial No.: 09/594,673
Filed: June 16, 2000
Group Art Unit: 1617
Examiner: E. Webman
Attorney Docket No.: 100647-03350
For: FUNCTIONALIZED NANOTUBES

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Commissioner for Patents
Washington, DC 20231

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Signature

Aaron S. Haleva, Kramer Levin Naftalis & Frankel LLP

RESPONSE TO OFFICE ACTION

Sir:

This Response is submitted in response to the Office Action mailed on June 25, 2002, in connection with the above-identified application. A Request for a Three Month Extension of Time extending the time for response to December 26, 2002 (December 25, 2002 was a national holiday) accompanies this submission. Accordingly, this Response is being timely submitted.

REMARKS

Claims 22-24, and 87-88 are currently pending. Claims 1-21, 25-86, and 89-109 were withdrawn from consideration. Claims 22, 87 and 88 are the independent claims. In the Office Action the Examiner rejected Claims 22-24, 87, and 88 under 35 U.S.C. 112, first paragraph, because the specification, while being enabling for $-R^1-R = -CH_2-NH_2$ does not reasonably provide enablement for any other R^1-R . For the reasons stated below, Applicants